

**U.S. District Court  
Southern District of Florida (Miami)  
CIVIL DOCKET FOR CASE #: 1:19-cv-23452-KMW**

Villanueva v. United States Department of Justice et al  
Assigned to: Judge Kathleen M. Williams  
Referred to: Magistrate Judge Edwin G. Torres  
Cause: 05:0552 Freedom of Information Act

Date Filed: 08/16/2019  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff****Daniel Villanueva**

represented by **Melissa Damian Visconti**  
Damian & Valori, LLP  
1000 Brickell Avenue  
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**ATTORNEY TO BE NOTICED**

V.

**Defendant****United States Department of Justice**

represented by **Carlos Javier Raurell**  
United States Attorney's Office  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant****The Federal Bureau of Investigation**

represented by **Carlos Javier Raurell**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

| Date Filed | #        | Docket Text   |
|------------|----------|---|
| 08/16/2019 | <u>1</u> | COMPLAINT against All Defendants. Filing fees \$ 400.00 receipt number 113C-11910664, filed by Daniel Villanueva. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summon(s) United States Department of Justice, # <u>3</u> Summon(s) United States Department of Justice c/o US Attorney's Office, # <u>4</u> Summon(s) FBI, # <u>5</u> Summon(s) FBI c/o US Attorney's Office)(Visconti, Melissa) (Entered: 08/16/2019)  |
| 08/16/2019 | 2        | Clerks Notice of Judge Assignment to Judge Kathleen M. Williams.<br><br>Pursuant to 28 USC 636(c), the parties are hereby notified that the U.S. Magistrate Judge Edwin G. Torres is available to handle any or all proceedings in this case. If agreed, parties should complete and file the Consent form found on our website. It is not necessary to file a document indicating lack of consent.<br><br>Pro se (NON-PRISONER) litigants may receive Notices of Electronic Filings (NEFS) via email after filing a Consent by Pro Se Litigant (NON-PRISONER) to Receive Notices of Electronic Filing. The consent form is available under the forms section of our website. (kpe) (Entered: 08/19/2019) |

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| 08/19/2019 | <u>3</u>  | Summons Issued as to The Federal Bureau of Investigation, United States Department of Justice, U.S. Attorney and U.S. Attorney General (kpe) (Entered: 08/19/2019)  |
| 08/26/2019 | <u>4</u>  | Order Of Referral And Notice Of Court Practices And Procedures. Signed by Judge Kathleen M. Williams on 8/26/2019. <i>See attached document for full details.</i> (kpe) (Entered: 08/26/2019)   |
| 09/09/2019 | <u>5</u>  | NOTICE by Daniel Villanueva <i>of Filing Proof of Service on Defendants</i> (Attachments: # <u>1</u> Certified mail receipts and delivery confirmations) (Visconti, Melissa) (Entered: 09/09/2019)  |
| 10/07/2019 | <u>6</u>  | MOTION for Clerks Entry of Default as to The Federal Bureau of Investigation, United States Department of Justice by Daniel Villanueva. (Attachments: # <u>1</u> Affidavit, # <u>2</u> Text of Proposed Order – clerk's default)(Visconti, Melissa) (Entered: 10/07/2019)   |
| 10/07/2019 | <u>7</u>  | Unopposed MOTION for Extension of Time to File Response/Reply/Answer as to <u>1</u> Complaint, by The Federal Bureau of Investigation, United States Department of Justice. Attorney Carlos Javier Raurell added to party The Federal Bureau of Investigation(pty:dft), Attorney Carlos Javier Raurell added to party United States Department of Justice(pty:dft). (Raurell, Carlos) (Entered: 10/07/2019)                   |
| 10/07/2019 | <u>8</u>  | PAPERLESS ORDER denying as moot <u>6</u> Motion for Entry of Default upon the appearance and unopposed motion filed by Defendants.<br><br>Signed by Magistrate Judge Edwin G. Torres on 10/7/2019. (EGT) (Entered: 10/07/2019)  |
| 10/07/2019 | <u>9</u>  | PAPERLESS ORDER granting <u>7</u> Motion for Extension of Time to File Response/Answer to <u>1</u> Complaint, for good cause shown in the unopposed motion:<br><br>Defendants' Response/Answer now due 10/15/2019.<br><br>Signed by Magistrate Judge Edwin G. Torres on 10/7/2019. (EGT) (Entered: 10/07/2019)  |
| 10/08/2019 | <u>10</u> | Clerks Non–Entry of Default as to The Federal Bureau of Investigation, United States Department of Justice. Reason: Responsive pleading (i.e. Motion for Extension of Time to File Answer to Complaint, Motion to Dismiss Complaint, etc) has been filed Signed by DEPUTY CLERK on 10/8/2019. (kpe) (Entered: 10/08/2019)   |
| 10/15/2019 | <u>11</u> | ANSWER and Affirmative Defenses to Complaint by The Federal Bureau of Investigation, United States Department of Justice. (Raurell, Carlos) (Entered: 10/15/2019)   |
| 11/05/2019 | <u>12</u> | NOTICE of Striking Affirmative Defenses <u>11</u> ANSWER and Affirmative Defenses to Complaint by The Federal Bureau of Investigation, United States Department of Justice. (Raurell, Carlos) by The Federal Bureau of Investigation, United States Department of Justice (Raurell, Carlos) Link Modified on 11/6/2019 (ail). (Entered: 11/05/2019)   |
| 11/12/2019 | <u>13</u> | Plaintiff's MOTION for Preliminary Injunction <i>and Supporting Memorandum of Law</i> by Daniel Villanueva. (Visconti, Melissa) (Entered: 11/12/2019)   |
| 11/12/2019 | <u>14</u> | Amended MOTION for Preliminary Injunction <i>Plaintiff's Amended Motion for Preliminary Injunction and Supporting Memorandum of Law</i> by Daniel Villanueva. (Visconti, Melissa) (Entered: 11/12/2019)   |
| 11/12/2019 |           | PAPERLESS ORDER SETTING STATUS CONFERENCE regarding Plaintiff's motion for preliminary injunction <u>13</u> . The status conference is set for November 15, 2019 at 10:00 AM in Miami Division before Judge Kathleen M. Williams. Signed by Judge Kathleen M. Williams on 11/12/2019. (clu) (Entered: 11/12/2019)   |
| 11/12/2019 | <u>15</u> | Unopposed MOTION to Continue <i>Status Conference Scheduled for November 15, 2019</i> re Set/Reset Hearings, by Daniel Villanueva. Responses due by 11/26/2019 (Visconti, Melissa) (Entered: 11/12/2019)  |
| 11/13/2019 |           | PAPERLESS ORDER CANCELLING STATUS CONFERENCE set for November 15, 2019 regarding Plaintiff's motion for preliminary injunction. The Parties are ordered to proceed with the normal briefing schedule for the motion pursuant to Local Rule 7.1(c). Accordingly, Defendant's response is due by November 26, 2019, and Plaintiff's reply is due by December 3, 2019. Signed by Judge Kathleen M. Williams on 11/13/2019. (clu) |

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|            |    | (Entered: 11/13/2019)  |
| 11/13/2019 | 16 | PAPERLESS ORDER DENYING AS MOOT Plaintiff's unopposed motion to continue status conference set for November 15, 2019. The Court has issued an Order 16 requiring the Parties to proceed with regular briefing on the motion. Signed by Judge Kathleen M. Williams on 11/13/2019. (clu) (Entered: 11/13/2019) |